

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

ISELA M. MALDONADO,

Plaintiff,

v.

COLUMBIA VALLEY EMERGENCY  
PHYSICIANS, LLC et al.,

Defendants.

Case No. 3:20-CV-5428-BHS-TLF

CLASS DISCOVERY AND  
CERTIFICATION SCHEDULING  
ORDER

The Court held a discovery conference on December 11, 2020. As a result of this conference and pursuant to Fed. R. Civ. P. 16(b); Fed. R. Civ. P. 23(a), (b), and (c); Fed. R. Civ. P. 26(b); Local Civil Rule LCR 16(b), and the parties' Joint Rule 26(f) Report (Dkt. #43), the Court establishes the following schedule for phase one – discovery relating to the issues concerning class certification:

Event	Date
<b>Parties will file electronic discovery protocol/agreement and stipulated protective order</b>	<b>On or before December 23, 2020</b>
Parties will meet and confer to determine agreed-upon search terms and other ESI parameters, to comply with proportionality requirements	On or before January 15, 2021
Phase one documents requests and written discovery to be served (initial sets) on or before	January 22, 2021
Depositions and phase one fact discovery completed by	June 30, 2021

Expert witness disclosures, phase one discovery – plaintiff	July 30, 2021
Expert witness disclosures, phase one discovery – defense	August 31, 2021
Expert depositions, phase one discovery – completed by	September 30, 2021
Cut-off for discovery motions (any motions must be filed by this date)	October 15, 2021
Deadline to complete phase one, class discovery	November 5, 2021
Motion for class certification due	November 23, 2021
Opposition to motion for class certification due	December 21, 2021
Reply in support of class certification due	January 11, 2022

This schedule assumes that the parties will be permitted time to complete all pre-trial discovery after the class motion is decided. These are firm dates that can be changed only by order of the Court, not by agreement of counsel or the parties. The Court will alter these dates only upon good cause shown; failure to complete discovery within the time allowed is not recognized as good cause

#### Privacy Policy

Pursuant to Federal Rule of Civil Procedure 5.2 and LCR 5.2, parties must redact the following information from documents and exhibits before they are filed with the court:

- Dates of Birth: redact to the year of birth
- Names of Minor Children: redact to the initials
- Social Security Numbers and Taxpayer Identification Number: redact in their entirety
- Financial Accounting Information: redact to the last four digits
- Passport Numbers and Driver License Numbers: redact in their entirety

All documents filed in the above-captioned matter must comply with Federal Rule of Civil Procedure 5.2 and LCR 5.2.

1        Cooperation and Settlement

2        As required by LCR 37(a), all discovery matters are to be resolved by agreement  
3 if possible.

4        If the case resolves or settles in private mediation, counsel for the parties shall  
5 promptly notify Judicial Law Clerk Miguel Mendez-Pintado at (253) 882-3893, or direct  
6 the mediator to advise the court in writing as provided in Local Rule LCR 39.1(c)(7).

7        Proof of Service and Sanctions

8        All motions and other filings shall be accompanied by proof that such documents  
9 have been served upon counsel for the opposing party or upon any party acting *pro se*.  
10 The proof of service shall show the day and manner of service and may be by written  
11 acknowledgment of service, by certificate of a member of the bar of this Court, by  
12 affidavit of the person who served the papers, or by any other proof satisfactory to the  
13 Court. Failure to comply with the provisions of the Order can result in dismissal/default  
14 judgment or other appropriate sanctions.

15        The Clerk of Court is directed to send a copy of this Order to counsel for the  
16 parties.

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18        Dated this 11th day of December, 2020.

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22        Theresa L. Fricke  
23        United States Magistrate Judge  
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